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9 ATTORNEY FOR CREDITOR
10 BMW Bank of North America

11 UNITED STATES BANKRUPTCY COURT
12 NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

13 In Re:	Case No. 17-42440
14 Rick Deron Johnson and Francesca Marie	(Chapter 13 Proceeding)
15 Tobin-Johnson	
16 Debtor(s).	CONSENT ON MOTION TO VALUE
17	COLLATERAL
18	
19	Judge: Judge Roger L. Efremsky
20	Ctrm: 201

21 COMES NOW, BMW Bank of North America ("Creditor"), to file Consent on Motion
22 to Value Collateral (Doc. 17) ("Plan") filed by Rick Deron Johnson and Francesca Marie
23 Tobin-Johnson (hereafter referred to as "Debtors") and states the following:

24 **BACKGROUND**

25 1. This United States Bankruptcy Court for the NORTHERN DISTRICT OF
26 CALIFORNIA has jurisdiction over this proceeding pursuant to 28 U.S.C. §§ 157 and 1334
27 and 11 U.S.C. §1325. This is a core proceeding within the meaning of 28 U.S.C. §§
28 157(b)(2)(A), (L), and (O).

2. On September 27, 2017, Debtors filed a voluntary bankruptcy petition under
Chapter 13 of Title 11 of the United States Code.

1 3. Creditor holds a security interest in the vehicle identified as a 2013 MINI
2 Cooper Wagon 2D S I4 Turbo, VIN # WMWSV3C59DT397261 (the "Collateral").

3 4. The Collateral was acquired by Debtors for personal use.

4 5. Debtor filed a Motion to Value Personal Property (Doc. 17) asserting that the
5 Collateral, and Creditor's secured claim, should be valued at \$12,400.00 and that any amount
6 in excess be treated as a general unsecured claim.
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8 6. Creditor has no opposition to the value suggested by Debtor.
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10 Dated: 11/9/2017

LAW OFFICE OF BRET D. ALLEN

11 /s/ *Bret D. Allen*
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14 ATTORNEY FOR BMW BANK OF
15 NORTH AMERICA
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9 BMW BANK OF NORTH AMERICA

10 UNITED STATES BANKRUPTCY COURT
11 NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

12 In Re: Case No. 17-42440
13 (Chapter 13 Proceeding)

14 RICK DERON JOHNSON AND
15 FRANCESCA MARIE TOBIN-JOHNSON R.S. No. BDA-1

16 CERTIFICATE OF SERVICE

17 Debtors.

18 Judge: Judge Roger L. Efremsky
19 Ctrm: 201

20 I, the undersigned, certify:

21 I am a citizen of the United States and a resident of Collin County, Texas. I am now, and at
22 all times herein mentioned was, over the age of eighteen years and not a party to the above-
23 captioned matter. My business address is 1105 E. Main Street Ste 205, Allen, TX 75002.

24 On November 9, 2017 I served the following documents:

- 25
26
27
28
1. **OBJECTION TO CONFIRMATION OF CHAPTER 13 PLAN**
 2. **CERTIFICATE OF SERVICE**

On the following persons by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States mail, addressed as follows:

On the following persons by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States mail, addressed as follows:

1 **DEBTORS**

2 Rick Deron Johnson
3 3107 Sunflower Drive
4 Antioch, CA 94531
By First Class Mail

5 Francesca Marie Tobin-Johnson
6 3107 Sunflower Drive
7 Antioch, CA 94531
By First Class Mail

8 **COUNSEL FOR DEBTOR**

9 Patrick L. Forte
10 LAW OFFICES OF PATRICK L. FORTE
11 1624 Franklin St. #911
12 Oakland, CA 94612
13 pat@patforte.com
14 By First Class Mail

TRUSTEE

Martha G. Bronitsky
P.O. Box 5004
Hayward, CA 94540
13trustee@oak13.com
By First Class Mail and Electronically

OFFICE OF U.S. TRUSTEE

U.S. Trustee
Office of the United States Trustee
Phillip J. Burton Federal Building
450 Golden Gate Ave. 5th Fl., #05-0153
San Francisco, CA 94102
USTPRegion17.OA.ECF@usdoj.gov
By First Class Mail and Electronically

15 I declare under penalty of perjury that the foregoing is true and correct and that this
16 Proof Of Service By Mail was executed on November 9, 2017 at Irving, Texas.

17 /s/ Bret D. Allen

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Bret D. Allen